

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE FILING BY)	ORDER GRANTING
LINCOLN-UNION ELECTRIC COMPANY AND)	APPROVAL OF SERVICE
MIDAMERICAN ENERGY COMPANY)	RIGHTS
REGARDING A SERVICE RIGHTS)	EL98-016
AGREEMENT)	

On June 22, 1998, the Public Utilities Commission (Commission) received a filing from Lincoln-Union Electric Company of Alcester, South Dakota (LUEC) seeking approval of an agreement for a service rights exception. The purpose of the filing was to seek Commission approval for an exception to service of assigned areas. In its application LUEC states that current service territory of the applicants was assigned by the Commission "as established by our Territorial Agreement in 1976." Generally, the current agreement between LUEC and MidAmerican proposes that MidAmerican may extend facilities into the service area of LUEC to provide electrical service for an irrigation service requested by Mr. Harley Kats of Rock Valley, IA.

LUEC and MidAmerican have entered into an agreement entitled "Exception to Service on Assigned Areas," dated June 16, 1998, and have filed same along with maps delineating the affected territories.

The area to be served by MidAmerican is described as:

The Southeast Quarter of Section 23, Range 48 West, Township 96 North, Lincoln County.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL 49-34A, specifically, 49-34A-4, 49-34A-42, and 49-34A-55. Further, the Commission finds that the service rights transfer is in the public interest and the request shall be granted. As the Commission's final decision in this matter, it is therefore

ORDERED that the request seeking approval of service territory transfer is hereby granted.

Dated at Pierre, South Dakota, this 9th day of July, 1998.

CERTIFICATE OF SERVICE
The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.
By: <u><i>Debbie Kats</i></u>
Date: <u>7/10/98</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner